

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

TENTATIVE ADDENDUM NO. 4 TO ORDER NO. 97-11

**GENERAL WASTE DISCHARGE REQUIREMENTS
FOR POST-CLOSURE MAINTENANCE OF
INACTIVE LANDFILLS CONTAINING HAZARDOUS AND NONHAZARDOUS
WASTES WITHIN THE SAN DIEGO REGION**

The California Regional Water Quality Control Board, San Diego Region (hereinafter Regional Board), finds that:

1. On April 9, 1997, this Regional Board adopted Order No. 97-11, *General Waste Discharge Requirements for Post-Closure Maintenance of Inactive Nonhazardous Waste Landfills within the San Diego Region*. Order No. 97-11 and subsequent addenda established landfill maintenance requirements and water quality monitoring for former landfills and burn sites that ceased operation prior to 1984.
2. The former Marine Corps Recruit Depot (MCRD) landfill was included in Order 97-11 as a landfill that may contain soluble constituents, which are leachable to waters of the state. Potential water quality impacts from this site could result from erosion during the rainy season, if waste is exposed and is not contained onsite.
3. In 1971, the MCRD landfill ceased operation. In 1999, the San Diego Unified Port District (Port District) entered into a Cooperative Agreement with the U.S. Navy to transfer 52 acres of the former MCRD landfill site to the Port District.
4. On March 26, 2003, the San Diego County Regional Airport Authority (Authority) notified the Regional Board that the Authority has assumed responsibility for all airport operations including the MCRD landfill under Senate Bill 1896 (Peace).
5. Senate Bill 1896 amended and repealed various Sections of the Public Utilities Code, beginning with Section 170004 *et seq.* Section 170060 (a) indicates that the San Diego Unified Port District (Port) shall retain trusteeship of lands underlying the airport under a 66-year lease with the Authority. Upon lease termination, control of the property shall revert to the Port District.

6. The Rainbow Canyon Landfill was included in Order 97-11 as a former burn dump that may contain soluble constituents, which are leachable to waters of the state under acidic conditions. Potential water quality impacts from this site could result from erosion during the rainy season if waste is exposed and is not contained onsite.
7. The Rainbow Canyon Landfill reportedly ceased operation in 1974. On August 19, 1994, Dr. Harinder Grewal transferred ownership of the Rainbow Canyon landfill to the 333 Trust. The co-trustees of the 333 Trust are identified as Rupinder Uppal and Sudeep Dhillon.
8. The San Pasqual Academy burn dump is being added to Order 97-11. The former burn dump that may contain soluble constituents which are leachable to waters of the state under acidic conditions. The former burn dump is located adjacent to Santa Ysabel Creek. Potential impacts to surface water quality could result from erosion of burn-ash wastes during the rainy season, if waste is exposed and is not contained onsite.
9. The San Pasqual Academy burn dump ceased operation in 1972. Ash generated from rubbish burning was spread out and graded with topsoil. The burn dump site is located on property owned by the County of San Diego.
10. Inactive landfills are existing facilities and, as such, regulatory actions related to inactive landfills are exempt from the provisions of the California Environmental Quality Act in accordance with the California Code of Regulations, Title 14, Chapter 3, Article 19, §15301.
11. The Regional Board, in a public meeting, heard and considered all comments pertaining to the proposed action.

IT IS HEREBY ORDERED that Order No. 97-11 is amended to accomplish the following specified actions:

1. Transfer responsibility for the MCRD landfill to the San Diego County Regional Airport Authority (per Attachment 1 to this addendum).
2. Transfer responsibility for the Rainbow Canyon Landfill to the 333 Trust, Rupinder Uppal and Sudeep Dhillon, Trustees (per Attachment 2 to this addendum).

3. Enroll the San Pasqual Burn Dump as a new facility to Order No. 97-11 (per Attachment 2 to this addendum).

I, John H. Robertus, Executive Officer, do hereby certify the foregoing is a full, true and correct copy of Addendum No. 4 to Order 97-11 as adopted by the California Regional Water Quality Control Board, San Diego Region, on November 12, 2003.

TENTATIVE

JOHN H. ROBERTUS

Executive Officer